

Dd

**Issued by the**  
**UNITED STATES DISTRICT COURT**

DISTRICT OF \_\_\_\_\_

Ashley Adams, Plaintiff,

V.

JoEllen Sheldon, Defendant.

**SUBPOENA IN A CIVIL CASE**Case Number:<sup>1</sup> : 04-251 JJF

TO: Dr. Andrew Reisman  
2600 Glasgow Road, Ste 104  
Newark, DE 19702

- ☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

- ☐ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME
---------------------	---------------

- ☒ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):


Any and all medical records, reports, notes, billing information, reports of diagnostic testing, complaints, claims forms, and any other information in your possession or available to you for Ashley Adams, a/k/a Doris Adams, a/k/a Ashley Vickers, a/k/a Doris Vickers, a/k/a Ashley Johnson and a/k/a Doris Johnson, DOB: 8/2/1952 or 8/2/1956.

PLACE	DATE AND TIME
Casarino, Christman & Shalk, P.A., P.O. Box 1276, 800 N. King Street, Suite 200 Wilmington, DE. 19899-1276	12/28/2005 9:00 am

- ☐ YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES	DATE AND TIME
----------	---------------

Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
	12/7/05

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

Beth H. Christman, Esq. Attorney for Defendant, P.O. Box 1276, Wilmington, DE 19899-1276, (302)594-4500

(See Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D on next page)

<sup>1</sup> If action is pending in district other than district of issuance, state district under case number.

cc: Kevin Healy, Esq.

**PROOF OF SERVICE**

<b>SERVED</b> <b>Dr. Andrew Reisman</b>	<b>DATE</b> <b>12/12/2005 @</b> <b>12:40 p.m.</b>	<b>PLACE</b> <b>2600 Glasgow Road, Suite 104,</b> <b>Newark, DE 19702</b>
Served on (Print Name) <b>Tonya Argo</b>	Manner <b>receptionist</b>	
Served by (Print Name) <b>David W. Phillips</b>	Title <b>Special Process Server</b>	

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the State of Delaware that the foregoing information contained in the Proof of Service is true and correct.

Executed on 12/13/2005

Date

*David W. Phillips*

Signature of Server

P.O. Box 368

Wilmington, DE 19899-0368

Address of Server

**Rule 45, Federal Rules of Civil Procedure, Parts C & D:****(c) Protection of Persons Subject to Subpoenas.**

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The Court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

(2)(A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the except pursuant to an order of the Court. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3)(A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it::

(i) fails to allow reasonable time for compliance,  
(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in Person, except that subject to the provision of clause (c)(3)(B)(iii) of

this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held ;

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or  
(iv) subjects a person to undue burden.

**(B) If a subpoena**

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or:

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party; or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

**(d) Duties In Responding to Subpoena.**

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

**Service of Process:**

1:04-cv-00251-JJF Adams v. Chapin Sheldon, et al

**U.S. District Court**

**District of Delaware**

**Notice of Electronic Filing**

The following transaction was received from Christman, Beth entered on 1/11/2006 at 3:36 PM EST and filed on 1/11/2006

**Case Name:** Adams v. Chapin Sheldon, et al

**Case Number:** 1:04-cv-251

**Filer:**

**Document Number:** 53

**Docket Text:**

SUBPOENA Returned Executed as to Dr. Andrew Reisman on 12/12/2005 (Christman, Beth)

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1079733196 [Date=1/11/2006] [FileNumber=151457-0]  
[2c0ee851b272e479911ab8c90cdc9323e0736c81772be2883a92f8521af94ee606ac  
ba26b9e12a516a833370235ccd2dacb6bea1cef5e4efaa475d8854f44443]]

**1:04-cv-251 Notice will be electronically mailed to:**

Beth H. Christman bchristman@casarino.com, mlemon@casarino.com; dlepre@casarino.com

Kevin G. Healy khealy@morrisjames.com,

**1:04-cv-251 Notice will be delivered by other means to:**

**Mary Lemon**

---

**From:** ded\_nefreply@ded.uscourts.gov  
**Sent:** Wednesday, January 11, 2006 3:36 PM  
**To:** ded\_ecf@ded.uscourts.gov  
**Subject:** Activity in Case 1:04-cv-00251-JJF Adams v. Chapin Sheldon, et al "Subpoena Returned Executed"

**\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\* You may view the filed documents once without charge. To avoid later charges, download a copy of each document during this first viewing.**

**U.S. District Court**

**District of Delaware**

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**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1079733196 [Date=1/11/2006] [FileNumber=151457-0]  
[2c0ee851b272e479911ab8c90cdc9323e0736c81772be2883a92f8521af94ee606ac  
ba26b9e12a516a833370235ccd2dacb6bea1cef5e4efaa475d8854f44443]]

**1:04-cv-251 Notice will be electronically mailed to:**

Beth H. Christman bchristman@casarino.com, mlemon@casarino.com; dlepre@casarino.com

Kevin G. Healy khealy@morrisjames.com,

**1:04-cv-251 Notice will be delivered by other means to:**

1/11/2006

DCE

AO88 (Rev. 1/94) Subpoena in a Civil Case

**Issued by the**  
**UNITED STATES DISTRICT COURT**

DISTRICT OF \_\_\_\_\_

Ashley Adams, Plaintiff,

V.

JoEllen Sheldon, Defendant.

**SUBPOENA IN A CIVIL CASE**Case Number:<sup>1</sup> : 04-251 JJF

TO: Dr. Emmanuel DeVotta- Brandywine Pain Management  
4512 Kirkwood Highway, Suite 200  
Wilmington, DE 19808

- ☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

- ☐ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME
---------------------	---------------

- ☒ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):

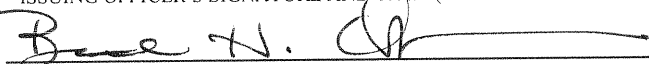
Any and all medical records, reports, notes, billing information, reports of diagnostic testing, complaints, claims forms, and any other information in your possession or available to you for Ashley Adams, a/k/a Doris Adams, a/k/a Ashley Vickers, a/k/a Doris Vickers, a/k/a Ashley Johnson and a/k/a Doris Johnson, DOB: 8/2/1952 or 8/2/1956.

PLACE	DATE AND TIME
Casarino, Christman & Shalk, P.A., P.O. Box 1276, 800 N. King Street, Suite 200 Wilmington, DE. 19899-1276	12/28/2005 9:00 am

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PREMISES	DATE AND TIME
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Any organization not a party to this suit that is subpoenaed for the taking of a deposition shall designate one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and may set forth, for each person designated, the matters on which the person will testify. Federal Rules of Civil Procedure, 30(b)(6).

ISSUING OFFICER'S SIGNATURE AND-TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
	12/7/05

ISSUING OFFICER'S NAME, ADDRESS AND PHONE NUMBER

Beth H. Christman, Esq. Attorney for Defendant, P.O. Box 1276, Wilmington, DE 19899-1276, (302)594-4500

(See Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D on next page)

<sup>1</sup> If action is pending in district other than district of issuance, state district under case number.

cc: Kevin Healy, Esq.



**PROOF OF SERVICE**

<b>SERVED</b> <b>Dr. Emmanuel DeVotta</b>	<b>DATE</b> <b>12/12/2005 @</b> <b>11:51 a.m.</b>	<b>PLACE</b> <b>4512 Kirkwood Highway, Suite 200</b> <b>Wilmington, DE 19808</b>
Served on (Print Name) <b>Jessica Marrera</b>	Manner <b>receptionist</b>	
Served by (Print Name) <b>David W. Phillips</b>	Title <b>Special Process Server</b>	

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the State of Delaware that the foregoing information contained in the Proof of Service is true and correct.

Executed on 12/13/2005

Date

*David W. Phillips*

Signature of Server

P.O. Box 368

Wilmington, DE 19899-0368

Address of Server

**Rule 45, Federal Rules of Civil Procedure, Parts C & D:****(c) Protection of Persons Subject to Subpoenas.**

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The Court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

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(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the except pursuant to an order of the Court. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the Inspection and copying commanded.

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- (ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in Person, except that subject to the provision of clause (c)(3)(B)(iii) of

this rule, such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held;

- (iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or
- (iv) subjects a person to undue burden.

**(B) If a subpoena**

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or:

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party; or

(iii) requires a person who is not a party or an officer of a party to incur substantial expense to travel more than 100 miles to attend trial, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

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**Service of Process:**

1:04-cv-00251-JJF Adams v. Chapin Sheldon, et al

**U.S. District Court**

**District of Delaware**

**Notice of Electronic Filing**

The following transaction was received from Christman, Beth entered on 1/11/2006 at 3:39 PM EST and filed on 1/11/2006

**Case Name:** Adams v. Chapin Sheldon, et al

**Case Number:** 1:04-cv-251

**Filer:**

**Document Number:** 55

**Docket Text:**

SUBPOENA Returned Executed as to Dr Emmanuel DeVotta Brandywine Pain Management on 12/12/2005 (Christman, Beth)

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1079733196 [Date=1/11/2006] [FileNumber=151471-0]  
[73392fcbce9016cec26284986d09d8615f99b6a54245cdd3e4e968baf1b067d36ef1  
7cfc4708c117af33cdf62bb800342897faee2d76c2f335ac85eceb52ecad]]

**1:04-cv-251 Notice will be electronically mailed to:**

Beth H. Christman bchristman@casarino.com, mlemon@casarino.com; dlepre@casarino.com

Kevin G. Healy khealy@morrisjames.com,

**1:04-cv-251 Notice will be delivered by other means to:**

**Mary Lemon**

---

**From:** ded\_nefreply@ded.uscourts.gov  
**Sent:** Wednesday, January 11, 2006 3:40 PM  
**To:** ded\_ecf@ded.uscourts.gov  
**Subject:** Activity in Case 1:04-cv-00251-JJF Adams v. Chapin Sheldon, et al "Subpoena Returned Executed"

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**U.S. District Court**

**District of Delaware**

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**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1079733196 [Date=1/11/2006] [FileNumber=151471-0]  
[73392fcbce9016cec26284986d09d8615f99b6a54245cdd3e4e968baf1b067d36ef1  
7cfc4708c117af33cdf62bb800342897faee2d76c2f335ac85eceb52ecad]]

**1:04-cv-251 Notice will be electronically mailed to:**

Beth H. Christman bchristman@casarino.com, mlemon@casarino.com; dlepre@casarino.com

Kevin G. Healy khealy@morrisjames.com,

**1:04-cv-251 Notice will be delivered by other means to:**

1/11/2006



Doc

AO88 (Rev. 1/94) Subpoena in a Civil Case

**Issued by the**  
**UNITED STATES DISTRICT COURT**

DISTRICT OF \_\_\_\_\_

Ashley Adams, Plaintiff,

V.

JoEllen Sheldon, Defendant.

**SUBPOENA IN A CIVIL CASE**Case Number:<sup>1</sup> : 04-251 JJF

TO: Dr. Brian J. Galinat  
1941 Limestone Road, Suite 101  
Wilmington, DE 19808

- ☐ YOU ARE COMMANDED to appear in the United States District court at the place, date, and time specified below to testify in the above case.

PLACE OF TESTIMONY	COURTROOM
	DATE AND TIME

- ☐ YOU ARE COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION	DATE AND TIME
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- ☒ YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects at the place, date, and time specified below (list documents or objects):


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ISSUING OFFICER'S SIGNATURE AND TITLE (INDICATE IF ATTORNEY FOR PLAINTIFF OR DEFENDANT)	DATE
	12/7/05

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Beth H. Christman, Esq. Attorney for Defendant, P.O. Box 1276, Wilmington, DE 19899-1276, (302)594-4500

(See Rule 45, Federal Rules of Civil Procedure, Parts C &amp; D on next page)

<sup>1</sup> If action is pending in district other than district of issuance, state district under case number.

cc: Kevin Healy, Esq.

**PROOF OF SERVICE**

<b>SERVED</b> <b>Dr. Brian J. Galinat</b>	<b>DATE</b> <b>12/12/2005 @</b> <b>11:59 a.m.</b>	<b>PLACE</b> <b>1941 Limestone Road, Suite 101,</b> <b>Wilmington, DE 19808</b>
Served on (Print Name) <b>Jennifer Coleman</b>	Manner <b>receptionist</b>	
Served by (Print Name) <b>David W. Phillips</b>	Title <b>Special Process Server</b>	

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the State of Delaware that the foregoing information contained in the Proof of Service is true and correct.

Executed on 12/13/2005

Date

*David W. Phillips*

Signature of Server

P.O. Box 368

Wilmington, DE 19899-0368

Address of Server

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**U.S. District Court**

**District of Delaware**

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**Case Name:** Adams v. Chapin Sheldon, et al

**Case Number:** 1:04-cv-251

**Filer:**

**Document Number:** 56

**Docket Text:**

SUBPOENA Returned Executed as to Dr Brian J Galinat on 12/12/2005 (Christman, Beth)

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1079733196 [Date=1/11/2006] [FileNumber=151474-0]  
[b816af8d6873f6e3d1d80054892eb0ea672375ec064f475e6c63ecb900c3336e2ce7  
f47272b0888412a0db5c89198bae43c6bcc25af37ffcce69d3429af0bbb7]]

**1:04-cv-251 Notice will be electronically mailed to:**

Beth H. Christman bchristman@casarino.com, mlemon@casarino.com; dlepre@casarino.com

Kevin G. Healy khealy@morrisjames.com,

**1:04-cv-251 Notice will be delivered by other means to:**

**Mary Lemon**

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**From:** ded\_nefreply@ded.uscourts.gov  
**Sent:** Wednesday, January 11, 2006 3:41 PM  
**To:** ded\_ecf@ded.uscourts.gov  
**Subject:** Activity in Case 1:04-cv-00251-JJF Adams v. Chapin Sheldon, et al "Subpoena Returned Executed"

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**U.S. District Court**

**District of Delaware**

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**Case Number:** 1:04-cv-251  
**Filer:**  
**Document Number:** 56

**Docket Text:**

SUBPOENA Returned Executed as to Dr Brian J Galinat on 12/12/2005 (Christman, Beth)

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

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**1:04-cv-251 Notice will be electronically mailed to:**

Beth H. Christman bchristman@casarino.com, mlemon@casarino.com; dlepre@casarino.com

Kevin G. Healy khealy@morrisjames.com,

**1:04-cv-251 Notice will be delivered by other means to:**

1/11/2006